

### REMARKS

Favorable reconsideration of this application is respectfully requested.

Claims 1-18 are pending in this application. Claims 1, 4, 5, 7, 8, 9, 11, 13, and 15 were rejected under 35 U.S.C. § 103(a) as unpatentable over U.S. Patent Application Publication No. 2004/0204145 to Nagatomo in view of U.S. Patent Application Publication 2004/0148638 to Weisman et al. (herein "Weisman"). Claims 2, 3, 6, 10, 12, 14, and 16 were rejected under 35 U.S.C. § 103(a) as unpatentable over Nagatomo in view of Weisman and U.S. Patent Application Publication No. 2004/0125148 to Pea et al. (herein "Pea"). The above-noted rejections are traversed by the present response as discussed next.

The present invention is directed to a mobile terminal, a mobile communication system or method such as shown for example in Figure 1 in the present specification in which a mobile terminal 10 may desire to receive contents from content provider 51, 52. In such cases, it is often desired that the user of the mobile terminal 10 will want to view previews of the contents available from the content providers 51, 52 to determine whether the user wants to view the full contents. The applicant of the present invention recognized that as the number of content providers and the number of contents they can provide has rapidly increased recently, it becomes difficult to allow such previews to be downloaded because of the volume and running time of such previews.<sup>1</sup>

The present invention is directed to a system, method, and devices for allowing more efficient download of such previews. With reference to Figure 3 in the present specification as a non-limiting example, the claimed invention includes a moving image preview processor 160 that can transmit a moving image preview request to a content server, and that can then receive preview data for previewing contents to be reproduced.<sup>2</sup> The claimed invention is

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<sup>1</sup> Specification at page 4, lines 20-25.

<sup>2</sup> Specification at page 11, lines 12-17.

directed to allowing more efficient downloading of the preview data by sending specific preview requests. As non-limiting examples, based on the preview request made, the preview data and method for displaying the preview data can be determined based on a process and capacity of a mobile communication terminal, a traffic condition of the network, a file size, a compression state of the target contents file, etc.<sup>3</sup>

The claims as written now clarify the operations therein. Independent claim 1 now specifically recites a “moving image preview processor” operates to:

transmit[] a moving image preview request for the moving image contents to the contents service server, the moving image preview request including information about a preview image type determined based on the moving image file information, and then receiving a preview image for previewing the moving image contents.

The other independent claims are amended to now recite similar features.

As clarified in the claims, the mobile communication terminal and claimed methods can receive file information about a moving image file and can determine a preview method based on the file information to preview the moving image file. Thereby, a more efficient providing of the preview image data can be realized in the claimed invention.

The claims as written are believed to clearly distinguish over the applied art.

First, applicant submit neither of the primary cited references to Nagatomo nor Weisman are directed to features even similar to the claimed invention. In that respect, neither of those references discloses any element even similar to the “moving image preview processor” recited in independent claim 1, or the similar features recited in independent claims 5, 9, and 13.

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<sup>3</sup> Specification at page 11, lines 18-24.

Nagatomo merely discloses a method for playing text and moving images that are transmitted via email. Weisman merely discloses a method for simply playing part of a moving image.

The outstanding rejection appears to cite Nagatomo to disclose a “moving image preview processor” at paragraph [0111], lines 3-4 and at paragraph [0110], line 4 and lines 1-4.<sup>4</sup>

In reply to that grounds for the rejection, applicant submit none of the noted disclosures in Nagatomo is even closely related to the claimed features of the “moving image preview processor”. That claimed element can transmit a moving image preview request to thereby receive a preview image for previewing moving image contents. Paragraphs [0110] and [0111] in Nagatomo, in contrast to the claimed features, are directed to an email including a moving picture file. Those disclosures are not even closely related to providing a preview image. Thereby, the noted disclosures in Nagatomo are not even closely related to the claimed features.

The outstanding grounds for the rejection also recognizes Nagatomo does not teach “transmitting a moving image preview request”, and to overcome those deficiencies in Nagatomo, the outstanding rejection cites Weisman at paragraph [0096].<sup>5</sup>

Applicant further traverses that grounds for rejection and notes paragraph [0096] in Weisman is also completely unrelated to the claimed features of providing a preview image for previewing contents. More specifically, at the cited paragraph [0096] Weisman merely discloses the use of a processor 110 to interpret a participant’s inputs. That disclosure in Weisman is merely a very broad disclosure that a user can input control data. That disclosure in Weisman does not at all relate to the claimed features of specifically transmitting “a

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<sup>4</sup> Office Action of July 27, 2007, page 2, last paragraph.

<sup>5</sup> Office Action of July 27, 2007, page 3, first two paragraphs.

moving image preview request . . . and then receiving a preview image for previewing the moving image contents”. Thereby, the noted disclosure in Weisman does not cure any recognized deficiencies in Nagatomo.

In view of the foregoing comments, applicant respectfully submits the claims as written clearly distinguish over Nagatomo in view of Weisman.

Also, applicant submits no disclosures in Pea cure the above-noted deficiencies in Nagatomo in view of Weisman. Pea does not even disclose the features recognized as neither taught nor suggested by Nagatomo in view of Weisman.

For example with respect to dependent claim 2, that claim further recites “wherein the moving image file information includes a size or a compression ratio of the moving image contents.” Pea merely indicates information about a compression ratio can be used as a variable for a compression algorithm. That disclosure in Pea is also unrelated to the claimed features of providing a preview image for previewing moving image contents. Thereby, the noted disclosure in Pea are further deficient with respect to the features in the further dependent claims, which are also directed to providing a preview image for previewing moving image contents.

In view of the present response applicant respectfully submits the claims as written clearly distinguish over the applied art.

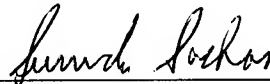
As no other issues are pending in this application, it is respectfully submitted that the present application is now in condition for allowance, and it is hereby respectfully requested that this case be passed to issue.

Respectfully submitted,

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